

REMARKS

The Office Communication indicates that the prior response filed on March 8, 2004 was not fully responsive since the prior response did not: (i) make all amendments relative to the printed patent with additions underlined and deletions bracketed, (ii) submit a supplemental declaration including the “all errors” clause, and (iii) officially make the reference entitled “Operator’s Manual for Collimated Diode Laser Arrays (Models LM-8, LM-12)” of record in the reissue application. Each of these matters is addressed by this Amendment and Applicants respectfully request consideration of the prior Amendment and allowance of the pending set of claims.

With respect to the amendments, the amendments proposed in the Amendment filed March 8, 2004 are again introduced in this Amendment, but with the amended claims marked relative to the printed patent. In this regard, all of the amendments were made to claims that were not included in the printed patent and have been added during the reissue proceeding. As directed by the MPEP, Claims 25-35 and 37-40 (including those claims that are amended herein) are completely underlined to reflect that the claims did not appear in the printed patent. The specifics of the amendments and the support therefore are provided by the prior Amendment filed March 8, 2004 and is not repeated herein.

A Supplemental Declaration is also enclosed that includes the “all errors” clause as requested by the Office. The Supplemental Declaration has been signed by each of the inventors.

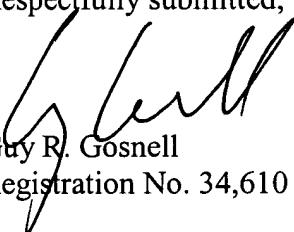
A Supplemental Information Disclosure Statement is also enclosed that officially makes the reference entitled “Operator’s Manual for Collimated Diode Laser Arrays (Models LM-8, LM-12)” of record in the reissue application, as well as an additional U.S. patent, namely, U.S. Patent No. 3,953,727. The Examiner is requested to evidence her consideration of these references by initialing the Form 1449 and returning a copy of the initialed Form 1449 to Applicants’ undersigned representative with the next written communication.

For at least the reasons set forth in the Amendment filed March 8, 2004, it is respectfully submitted that all of the claims that the present application are in condition for immediate

allowance. It is therefore respectfully requested that a Notice of Allowance be issued. The Examiner is encouraged to contact Applicants' undersigned attorney to resolve any remaining issues in order to expedite examination of the present application.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,

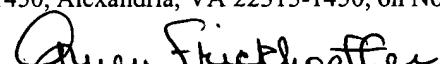


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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 16, 2004.



Gwen Brickhoefner

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